

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BARE ESCENTUALS BEAUTY, INC.,

No. C-07-1669 MMC

Plaintiff,

**ORDER DENYING DEFENDANTS'
MOTION TO STRIKE; VACATING
HEARING**

v.

L'OREAL USA, INC., et al.,

(Docket No. 5)

Defendants.


Before the Court is the motion, filed April 17, 2007 by defendants L'Oreal USA, Inc. and L'Oreal S.A., to strike paragraph 11 of the complaint, pursuant to Rule 12(f) of the Federal Rules of Civil Procedure. Plaintiff Bare Escentuals Beauty, Inc. has filed opposition to the motion; defendants have filed a reply. Having considered the papers filed in support of and in opposition to the motion, the Court finds the matter appropriate for decision without oral argument, see Civil L.R. 7-1(b), hereby VACATES the May 25, 2007 hearing, and rules as follows.

For the reasons set forth by plaintiff in its opposition, the motion is hereby DENIED.

This order terminates Docket No. 5.

IT IS SO ORDERED.

Dated: May 23, 2007


MAXINE M. CHESNEY
United States District Judge